

REMARKS/ARGUMENTS

1.) Claim Amendments

The Applicants have amended claims 1-13 and 15-21. Claim 14 has been canceled. Accordingly, claims 1-13 and 15-21 are pending in the application. Favorable reconsideration of the application is respectfully requested in view of the foregoing amendments and the following remarks.

2.) Examiner Objections - Claims

The Examiner objected to claims 4-14 as being in improper form because a multiple dependent claim cannot depend from another multiple dependent claim. The Applicant filed a preliminary amendment with the instant application, which removed all multiple dependencies. Entry of the preliminary amendment filed February 12, 2004 is respectfully requested. When entered, the preliminary amendment should overcome this objection.

The Examiner also objected to claims 3, 5, and 15-17 for not defining the acronym "IP". Claims 3 and 5 depend from claim 1, and the Applicant has amended claim 1 to define the "IP" acronym. Claims 15-17 have each been amended to define the "IP" acronym. Therefore, the withdrawal of the objection is respectfully requested.

3.) Claim Rejections – 35 U.S.C. § 112

Claims 6, 8, 9, 11-14, and 17 stand rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter as the invention.

Claims 6, 11, and 14 lacked antecedent basis for "the circuit switched session". Base claim 1 has been amended to recite the antecedent basis for claims 6 and 11. Claim 14 has been canceled.

Claim 6 lacked antecedent basis for "the establishment". Claim 6 has been amended to delete "the establishment".

Claim 9 has been amended to clarify that "the server" is the SIP server.

Claim 11 lacked antecedent basis for "the SIP signalling session". Claim 11 has been amended to delete "the SIP signalling session".

Claims 8, 9, 11, 12, and 17 lacked antecedent basis for "the gateway". Claims 8, 9, 11, 12, and 17 have been amended to recite "the gateway server".

Claim 13 lacked antecedent basis for "the radio access network". Claim 13 has been amended to recite "the packet switched access network".

Claim 16 lacked antecedent basis for "the setting up of" and "the circuit switched domain". Claim 16 has been amended to eliminate the antecedent basis problems.

For the above reasons, withdrawal of the § 112 rejections is respectfully requested.

4.) Claim Rejections – 35 U.S.C. § 102(e)

Claims 1-17 stand rejected under 35 U.S.C. § 102(e) as being anticipated by Ejzak (US 6,996,087). The Applicant has amended independent claims 1 and 15-17 to clarify that the claimed invention sets up both a packet switched session and a circuit switched call in parallel. The packet switched session is utilized to carry non-conversational media while the circuit switched call is utilized to carry conversational media. An overview of this process is shown in FIG. 4 and the process is shown in detail in FIGS. 5-8 of the specification.

Ejzak appears to disclose aspects of interworking between circuit switched and packet switched networks, but does not teach or suggest establishing parallel sessions as recited in the Applicant's amended claims. Therefore, the withdrawal of the § 102 rejection and the allowance of independent claims 1 and 15-17 are respectfully requested.

Claims 2-13 depend from amended claim 1 and recite further limitations in combination with the novel elements of claim 1. Therefore, the allowance of claims 2-13 is respectfully requested.

Claims 18 and 19 depend from amended claim 15 and recite further limitations in combination with the novel elements of claim 15. Therefore, the allowance of claims 18 and 19 is respectfully requested.

Claim 20 depends from amended claim 16 and recites further limitations in combination with the novel elements of claim 16. Therefore, the allowance of claim 20 is respectfully requested.

Claim 21 depends from amended claim 17 and recites further limitations in combination with the novel elements of claim 17. Therefore, the allowance of claim 21 is respectfully requested.

5.) Prior Art Not Relied Upon

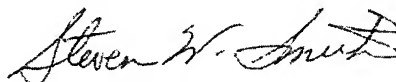
In paragraph 13 on page 7 of the Office Action, the Examiner stated that the prior art made of record and not relied upon is considered pertinent to the Applicant's disclosure. However, the Applicant's reading of these references has not revealed any teaching or suggestion of establishing parallel circuit switched and packet switched sessions as claimed by the Applicant.

6.) Conclusion

In view of the foregoing remarks, the Applicants believe all of the claims currently pending in the Application to be in a condition for allowance. The Applicants, therefore, respectfully request that the Examiner withdraw all rejections and issue a Notice of Allowance for claims 1-13 and 15-21.

The Applicants request a telephonic interview if the Examiner has any questions or requires any additional information that would further or expedite the prosecution of the Application.

Respectfully submitted,



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